



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY**  
**REGION 10**  
1200 Sixth Avenue  
Seattle, WA 98101

Reply To  
Attn Of: OAQ-107

**CERTIFIED MAIL RETURN RECEIPT**

Rodney Krogh, President  
Clearwater Forest Industries, Inc.  
P. O. Box 340  
Kooskia, Idaho 83536-4266

Re: Clearwater Forest Industries Part 71 Permit No. R10T5-ID-00-01

Dear Mr. Krogh:

Enclosed is the Part 71 Permit to Operate, Statement of Basis, and the Response to Public Comment for the Clearwater Forest Industries, Inc., sawmill (CFI facility) located on the Nez Perce Indian Reservation, Permit No. R10T5-ID-00-01. The permit was issued today.

This permit shall become effective on April 30, 2001, unless a petition is filed to review any conditions of this permit as provided in the following paragraph (in which case the specific terms and conditions of the permit which are the subject of the request for review will be stayed). This permit is valid for a period of five years and shall expire at midnight on the date five years after its effective date unless a timely and complete renewal application has been submitted at least six months, but not more than 18 months, prior to the date of expiration of the permit.

As provided in 40 C.F.R. § 71.11(l), any person who filed comments on the draft permit or participated in any public hearing on the draft permit may petition the Environmental Appeals Board to review any condition of the final permit decision by filing a petition with the Environmental Appeals Board on or before April 30, 2001. Any person who failed to file comments or failed to participate in any public hearing on the draft permit may petition the Environmental Appeals Board for administrative review of the permit decision only to the extent of any changes from the draft to the final permit decision or other new grounds that were not reasonably foreseeable during the public comment period. The petition shall include a statement of the reasons supporting review of the final permit decision, including a demonstration that any issues being raised were raised during the public comment period (including any public hearing) to the extent required by 40 C.F.R. § 71.11(l), unless the petitioner demonstrates that it was impracticable to raise such objections within the public comment period or unless such grounds arose after the public comment period. When appropriate, the petition shall also include a showing that the condition in question is based on:

- (1) A finding of fact or conclusion of law which is clearly erroneous; or

- (2) An exercise of discretion or an important policy consideration which the Environmental Appeals Board should, in its discretion, review.

All pleadings (the original and five copies) filed by mail must be addressed to the Environmental Appeals Board, MC 1103B, U.S. EPA, Ariel Rios Building, 1200 Pennsylvania Avenue, N.W., Washington, D.C. 20460. Documents that are hand-carried must be delivered to the Board at its offices at 607 14th Street, N.W., Suite 500, Washington, D.C. 20005. Documents may be filed with the Clerk of the Environmental Appeals Board only between the hours of 8:30 a.m. and 4:30 p.m. Eastern Time Monday through Friday (excluding Federal holidays).

Filing a petition with the Environmental Appeals Board as described above is a prerequisite to seeking judicial review of the final permit decision under section 307(b) of the Clean Air Act (42 U.S.C. § 7607).

If you have any questions regarding this matter, please contact Elizabeth Waddell at (206) 553-4303.

Sincerely,

Charles E. Findley  
Acting Regional Administrator

Enclosures:

Response to Comments  
Permit  
Statement of Basis

cc: w/enclosures:

Samuel Penney, Nez Perce Tribal Chair  
Julie Simpson, Nez Perce Tribe  
C. Stephen Allred, IDEQ  
U. S. Attorney, U.S. Department of Justice, District of Idaho

cc: w/o enclosures:

Doug Cole, IOO  
Jim Greaves, IOO

CONCURRENCES						
Initials:						

<b>Name:</b>	Denise Baker	Elizabeth Waddell	Julie Vergeront	Doug Hardesty	Barb McAllister	
<b>Date:</b>						

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U. S. Attorney, U.S. Department of Justice, District of Idaho

cc w/o enclosures:

Doug Cole, IOO  
Jim Greaves, IOO

U. S. Attorney  
U. S. Department of Justice, District of Idaho  
P. O. Box 32  
Boise, ID 83707